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11 *Attorneys for GitHub, Inc. and Microsoft Corporation*

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 OAKLAND DIVISION

16 J. DOE 1, et al.,

17 Individual and  
18 Representative Plaintiffs,

19 v.

20 GITHUB, INC., et al.,

21 Defendants.

22 AND CONSOLIDATED ACTION

Case No. 4:22-cv-6823-JST  
Consolidated w/ Case No. 4:22-cv-7074-JST

**DEFENDANTS GITHUB AND  
MICROSOFT'S LOCAL RULE 79-5(f)  
ADMINISTRATIVE MOTION TO  
CONSIDER WHETHER ANOTHER  
PARTY'S MATERIAL SHOULD BE  
SEALED**

Date: May 16, 2024  
Time: 2:00 p.m.  
Courtroom: 6, 2d Floor  
Judge: Hon. Jon S. Tigar

Amended Complaint Filed: January 25, 2024

Pursuant to Civil Local Rules 7-11 and 79-5(f), GitHub and Microsoft hereby move to file under seal portions of Defendants GitHub and Microsoft's Reply in Support of Their Motion to Dismiss Portions of the Second Amended Complaint in Consolidated Actions, because Plaintiffs have asserted that such information should be under seal. ECF No. 197. In support of this request, GitHub and Microsoft submit attached hereto, a copy of their Reply in Support of Their Motion to Dismiss with highlighted portions indicating the information subject to this request to seal and a proposed order.

Specifically, GitHub and Microsoft seek an order sealing the following information that Plaintiffs assert should be under seal:

<b>Portion to be Sealed</b>	<b>Basis for Sealing Document or Portions Thereof</b>
Highlighted portions of GitHub and Microsoft's Reply in Support of Their Motion to Dismiss	The highlighted portions reflect information that Plaintiffs have asserted should be under seal.
Portions of the Second Amended Complaint in Consolidated Actions	

The only purpose for this sealing request is to observe Plaintiffs' request for sealing until such time as the propriety of the designation is fully adjudicated. GitHub and Microsoft object to the designations and to maintaining the redacted portions under seal.

Dated: April 10, 2024

Orrick, Herrington & Sutcliffe LLP

By: \_\_\_\_\_ */s/ Annette L. Hurst*  
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